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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re application of:  
Lyle Bate

Serial No.: 09/450,867

Filed: November 30, 1999

For: CACHING AND ACCESSING  
RIGHTS IN A DISTRIBUTED  
COMPUTING SYSTEM

§ Attorney Docket No.: 26530.4 (IDR-338)

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§ Customer No.: 27683

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§ Group Art Unit: 2152

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§ Examiner: Willett, Stephan F.

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**BRIEF ON APPEAL**

**Mail Stop Appeal Brief - Patents**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

This Brief is submitted in connection with an appeal from the final rejection by the Examiner dated June 2, 2004, finally rejecting all of the pending claims 1-7, 10-18 and 23-38. Two additional copies of this Brief are also submitted.

**REAL PARTY IN INTEREST**

The real party in interest is NOVELL, INC., a Delaware corporation having a principal office and place of business at M/s PRV-F-331, 1800 South Novell Place, Provo, Utah, 84606-6194.

**RELATED APPEALS AND INTERFERENCES**

There are no related appeals and no related interferences regarding the above-identified patent application.

**STATUS OF CLAIMS**

Claims 1-7, 10-18 and 23-38 are pending, stand finally rejected, and are on appeal here. Claims 1-7, 10-18 and 23-38 are set forth in Appendix A attached hereto.